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DATE: March 19, 2002
RECIPIENT: Gollamudi S. Kishore - GROUP ART UNIT 1615
COMPANY: U.S. Patent and Trademark Office
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FROM: Alan G. Towner
FILE NUMBER: 286262-00005
NUMBER OF PAGES
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MESSAGE:

RE: U.S. Patent Application Serial No. 09/653,794

SENT BY: J. Winton TELEPHONE NUMBER: (412) 263-2000 ext. 1413

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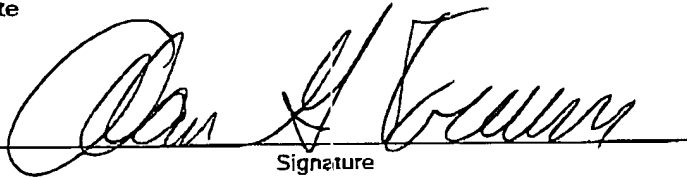
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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/653,794
Filing Date	09/01/2000
First Named Inventor	Meir S. Sacks
Group Art Unit	1615
Examiner Name	Gollamudi S. Kishore
Attorney Docket Number	286262-00005

Total Number of Pages In This Submission

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☒ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
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- ☐ Petition to Convert to a Provisional Application
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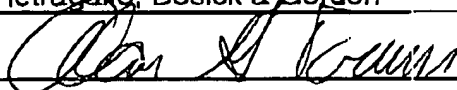
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- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
MEIR S. SACKS ET AL. : COMPOSITION AND METHODS
Serial No.: 09/653,794 : FOR TREATING SEXUAL
Filed: September 1, 2000 : DYSFUNCTION
Group Art Unit: 1615 : Attorney Docket No.: 286262-00005
Examiner: Gollamudi S. Kishore :

RESPONSE

March 19, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Office Action dated December 19 2001.

REMARKS

Claims 1-25 are pending in the application. Non-elected Claims 26-32 have been withdrawn from consideration.

The Office Action indicates that this is a Final Action. However, since this is the first Office Action on the merits, Applicants respectfully submit that the "final" status of the Office Action should be withdrawn, and the following remarks should be considered.

Claims 1-25 were rejected under 35 U.S.C. § 103 as allegedly being unpatentable over Duckett et al. '824 in combination with Hechtman '753 by itself or in further combination with Wysor '002. The rejection is respectfully traversed.

Duckett et al. '824 is cited as disclosing compositions containing L-arginine and ginseng for treating sexual dysfunction. The two are said to work synergistically to stimulate NO release and sustain smooth muscle relaxation. (See Duckett abstract and col. 3, line 65 through column 4, line 56). The Office Action concedes that Duckett et al. '824 fails to teach